

REMARKS

Reconsideration of the application, as presently amended, is respectfully requested.

Claims 1-15 and 17-25 are pending. Claims 1 and 15 have been amended. No claims have been cancelled or added by this amendment.

The specification stands objected to as failing to comply with 37 C.F.R. 1.77(b). Applicant respectfully submits that the specification is in proper form by virtue of the amendments to the specification made in a preliminary amendment filed on March 21, 2000 along with the application. Applicant respectfully requests that the objections to the specification be withdrawn.

The title of the invention stands objected to as not being descriptive. In response, Applicant has amended the title as suggested by the Examiner. Withdrawal of the objection to the title of application is respectfully requested.

Claims 5-7, 9-14, and 18-22 stand objected to under 37 C.F.R. 1.75(c) as being in improper multiple-dependent-claim form. Applicant respectfully submits that the claims as amended by the preliminary amendment of March 21, 2000 do not include any improper multiple-dependent claims. Withdrawal of the objection to the claims as containing improper multiple-dependent claims is respectfully requested.

Claims 1-4 and 8 stand rejected under 35 U.S.C. 102(a) as being anticipated by European Patent No. 07581752 to Ikeda et al. ("Ikeda"). Applicant respectfully submits that Ikeda fails to teach or suggest at least one of the distinguishing features of independent claim 1. In particular,

Ikeda, which appears to pertain to controlling of simultaneous voice and packet-data communications, does not teach or suggest deciding whether to: (1) set up an additional call in parallel; (2) set up the additional call by choosing one call to be put on hold and by using a bearer associated with the one call put on hold to service the additional call; or (3) reject a setup of the additional call.

The Office Action has drawn the Applicant's attention to Figs. 12 and 13 of Ikeda. A detailed review of these figures of Ikeda as well as the portions of the specification of Ikeda cited by the Office Action reveals that Ikeda does not teach or suggest at least the second choice of independent claim 1 described above; in particular, Ikeda does not teach or suggest the choice of setting up the additional call by choosing one call to be put on hold and by using a bearer associated with the one call put on hold to service the additional call. For at least the reason set forth above, Applicant respectfully submits that independent claim 1 distinguishes over Ikeda and respectfully requests that rejection of independent claim 1 be withdrawn.

Rejected dependent claims 4 and 8 depend from and further limit independent claim 1 in a patentable sense. Applicant respectfully submits that, for at least the reason set forth above with respect to the rejection of independent claim 1, dependent claims 4 and 8 also distinguish over Ikeda and are in condition for allowance. Withdrawal of the rejection of dependent claims 4 and 8 is respectfully requested.

Appl. No. 09/531,917  
Reply to Office Action of May 8, 2003

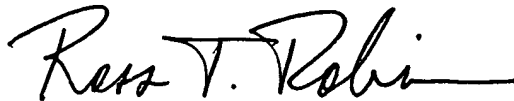
Docket No. 34648-00440USPX  
P11547US

Applicant appreciates the Examiner's indication of allowable subject matter with respect to claims 2-3 and the allowance of claims 15-17. Applicant wishes to point out to the Examiner that the preliminary amendment filed on March 21, 2002 cancelled independent claim 16.

In view of the above, Applicant respectfully submits that the application is ready for allowance, and a Notice to that effect is respectfully requested.

Respectfully submitted,

JENKENS & GILCHRIST,  
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A handwritten signature in black ink, appearing to read "Ross T. Robinson". The signature is fluid and cursive, with a long horizontal stroke at the end.

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